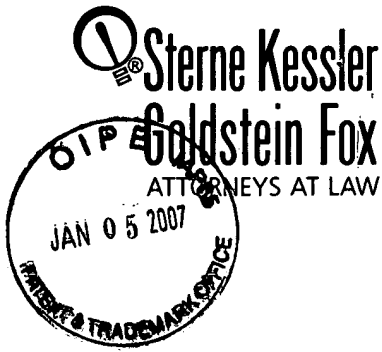


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January 5, 2007

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Art Unit 1614

Re: U.S. Utility Patent Application
Application No. 10/502,403; Int'l Filing Date: January 25, 2002
(U.S. Nat'l Phase of Int'l Appl. No. PCT/MX02/00003)
For: **Pharmaceutical Composition to Control Blood Glucose in Patients
with Type 2 Diabetes**
Inventor: Jose Manuel Francisco LARA OCHOA
Our Ref: 2099.0090000/VLC/U-W

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Reply to Restriction Requirement and Preliminary Amendment Under 37 C.F.R. § 1.115; and
2. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Vincent L. Capuano
Attorney for Applicant
Registration No. 42,385

VLC/U-W:trh

Enclosure(s)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jose Manuel Francisco LARA OCHOA

Appl. No.: 10/502,403 (*U.S. Nat'l Phase of Int'l Appl. No. PCT/MX02/00003*)

Int'l Filing Date: January 25, 2002

For: **Pharmaceutical Composition to Control Blood Glucose in Patients with Type 2 Diabetes**

Confirmation No.: 3497

Art Unit: 1614

Examiner: Zhang, Nancy L.

Atty. Docket: 2099.0090000/VLC/U-W

**Reply to Restriction Requirement and Preliminary Amendment Under
37 C.F.R. § 1.115**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated December 5, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicant hereby provisionally elects to prosecute the invention of Group 1, represented by claims 1-7, drawn to a pharmaceutical composition comprising glimepiride and metformin. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

This election is made **with** traverse.

Reconsideration and withdrawal of the Restriction Requirement, and immediate examination of all pending claims, are respectfully requested.

In advance of prosecution, Applicant submits the following amendments and remarks. Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks and Arguments begin on page 5 of this paper.